

DEXCOM.008DV1

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Shults, et al.
 App. No : 09/447,227
 Filed : November 22, 1999
 For : DEVICE AND METHOD FOR
 DETERMINING ANALYTE LEVELS
 Examiner : Robert L. Nasser
 Art Unit : 3735
 Conf # : 3546

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SEP 20 2011

OFFICE OF PETITIONS

PETITION UNDER 37 CFR § 1.313(c) TO WITHDRAW FROM ISSUE

Mail Stop Petition

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

Applicants respectfully petition that the above-identified application be withdrawn from issuance. Pursuant to 37 C.F.R. § 1.313(c)(2), submitted herewith is a Request for Continued Examination (RCE) in compliance with 37 C.F.R. §1.114, along with an Amendment and Information Disclosure Statement (IDS) that is being filed as the submission under 37 C.F.R. §1.114. Applicants note that the accompanying RCE, Amendment, and IDS are being filed in order to allow the U.S.P.T.O. the opportunity to examine art not previously considered in the context of the presently amended independent Claim 88 and the remaining previously allowed claims.

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This petition is accompanied by payment of the \$130 fee set forth in 37 C.F.R. § 1.17(h). Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,
KNOBBE MARTENS OLSON & BEAR LLP

Dated: September 20, 2011

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